

December 12, 2024
WEB SITE <http://macedontown.net>

The Town Board Meeting is being held remotely by Executive Order 202.15 issued on June 2, 2020, by the Governor. The Town of Macedon held the Board meeting on December 12, 2024, at the Town Complex, 32 Main Street, Macedon NY, and was called to order by Supervisor, Kim V. Leonard at 6:30 pm.

Pledge of Allegiance.

Upon Roll Call, the following members of the Board were

Present:

Councilperson	Bruce Babcock
Councilperson	William Hammond
Councilperson	David Maul
Councilperson	David McEwen
Supervisor	Kim V. Leonard

Absent

Also, Present:

Attorney	Anthony Villani
Chief of Police	Adam Husk
Director of EMS	Paul Harkness
Highway Superintendent	Christopher Countryman
Police Officer	William Murray
Town Clerk	Karrie Bowers
Town Engineer	Scott Allen

RESOLUTION NO. 244 (2024) EXECUTIVE SESSION

RESOLVED The Board enters Executive Session at 6:00 p.m. to discuss personnel
MOTION BY HAMMOND, SECONDED BY BABCOCK
ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

Declared out of executive

RESOLUTION NO. 245 (2024) 2024 POLICE INTERCEPTOR PATROL VEHICLE

RESOLVED that the Chief of Police is authorized to purchase the outfitting accessories for the New 2024 Ford Police Interceptor patrol vehicle from NYSPSEL for \$16,057.57 and will be expensed from A3120.200, and

BE IT FURTHER RESOLVED that the Town Supervisor be authorized to sign and execute the NYSPSEL estimate agreement for the purchase.

MOTION BY HAMMOND, SECONDED BY BABCOCK
ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 246 (2025) LE TECH GRANT

RESOLVED the Supervisor be authorized to sign the Power DMS by NEOGOV quote for the 1-month bridge starting December 1st, 2024, and year one (2025) for a total of \$8,279.60 and will be expensed from CD3120.200 LE TECH Grant for Police.

MOTION BY HAMMOND, SECONDED BY BABCOCK
ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 247 (2024) AUTOMATIC LICENSE PLATE RECOGNITION READER

RESOLVED the Supervisor be authorized to sign the full 5-year quote from AXON for two ALPR's (Automatic License Plate Recognition) for a total of \$31,870.80 to be expensed out of the LE Tech Grant for Police.

MOTION BY HAMMOND, SECONDED BY BABCOCK
ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

7:10 PM MACEDON CSG, LLC

RESOLUTION NO. 248 (2024) READING OF THE LEGAL NOTICE WAIVED

RESOLVED that reading of the legal notice published in the December 1, 2024 issue of the Times of Wayne County be waived.

MOTION BY BABCOCK, SECONDED BY HAMMOND
ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

The public hearing is now open for public comment:

Macedon CSG, LLC presented a presentation showing the boundaries where the solar farm will be located and the tree lines as well.

- A resident handed the board pictures of the prospective area where the solar company is looking to put the solar field. They stated that the electrical company would have to cross over their driveway and that they would have difficulties getting in and out of it. They also stated that this project could be seen physically from their house, right next to their property line.
- A resident that lives on the other side of the solar field stated that if the trees are taken down that all they will see is the solar field. The solar company stated that the tree line that is there is not being taken down and that the property owners should be able to see the solar field.

RESOLUTION NO. 249 (2025) THE PUBLIC HEARING IS CLOSED

RESOLVED that the Public Hearing be closed at 8:24 p.m.

MOTION BY BABCOCK, SECONDED BY HAMMOND

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 250 (2025) ROSETTA STONE

RESOLVED the Supervisor be authorized to sign the quote from Rosetta Stone for \$2,621.50 and to be expensed from the LE Tech Grant for Police and will be expensed from CD3120.200.

MOTION BY MAUL, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 251 (2025) WEST MAC APARTMENTS LLC SEQR NEGATIVE DECLARATION

WHEREAS, West Mac Apartments, LLC has made application to the Town of Macedon to construct 16 townhomes at 2 West Street which would replace 2 existing 8 unit apartment buildings that were destroyed by fire,

AND WHEREAS, the multi-family dwellings are a pre-existing non-conforming use in the R-2 Hamlet Residential zoning district,

AND WHEREAS, the project is subject to approval by the Town Board for an expansion of a non-conforming use pursuant to Town Code 301-22 as well as a site plan approval by the Town Planning Board,

AND WHEREAS, the Town Planning Board on 12/2/24 recommended the Town Board approve the expansion of the non-conforming use subject to issuance of a final site plan approval,

AND WHEREAS, the Town Board held a public hearing on 10/10/2024 for the purpose of hearing public comment on the Application,

BE IT RESOLVED, that the Macedon Town Board, does hereby find and resolve as follows:

1. The proposed action is subject to the State Environmental Quality Review Act.
2. The proposed action does not involve a Federal agency.
3. The proposed action does not involve other agencies.
4. Using the information available and comparing it with the thresholds set forth in section 6 NYCRR 617.4, the action is found to have a preliminary classification of Unlisted.
5. As an Unlisted action, a Short EAF has been prepared by the Applicant and Town Engineer to determine the significance of the proposed action.
6. The proposed action is not located in a coastal area.
7. The proposed action is not located in an agricultural district.
8. A non-coordinated Review for Unlisted actions involving a single agency has been performed.
9. The Macedon Town Board is the lead agent.
10. The Macedon Town Board hereby determines that the proposed action is in general conformance with the adopted town-wide Master Plan, and will not result in any significant adverse environmental impacts, a Negative Declaration is declared, and the Town Board hereby directs the Clerk to immediately file the determination in accordance with section 6 NYCRR 617.12.
11. In reaching this finding, the Town Board has:
 - (a) Considered the action as defined in sections 6 NYCRR 617.2 (b) and 617.3 (g),
 - (b) Reviewed the EAF, the criteria contained in subdivision 6 NYCRR 617.7 (c) and any other supporting information to identify the relevant areas of environmental concern,
 - (c) Thoroughly analyzed the identified relevant areas of environmental concern to determine if the action may have a significant adverse impact on the environment; and,
 - (d) Set forth its determination of significance in this resolution, in addition to the corresponding environmental assessment form.

12. In determining significance, the Town Board has determined whether the proposed Unlisted Action may have a significant adverse impact on the environment, the impacts that may be reasonably expected to result from the proposed action compared against the criteria in 6 NYCRR 617. The criteria considered indicators of significant adverse impacts on the environment were:

- (a) A substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems;
- (b) The removal or destruction of large quantities of vegetation or fauna; substantial interference with the movement of any resident or migratory fish or wildlife species; impacts on a significant wildlife habitat area; substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species; or other significant adverse impacts to the natural resources;
- (c) The impairment of the environmental characteristics of a critical environmental area as designated pursuant to section 617.14 (g);
- (d) The creation of a material conflict with a community's current plans or goals as officially approved or adopted;
- (e) The impairment of the character or quality of important historical, archeological, architectural, or aesthetic resources or of existing community or neighborhood character;
- (f) A major change in the use of either the quantity or type of energy;
- (g) The creation of a hazard to human health;
- (h) A substantial change in the use or intensity of use of land, including agricultural, open space, or recreational resources or in its capacity to support existing uses;
- (i) The encouraging or attracting of a large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the action;
- (j) The creation of material demand for other actions that would result in one or the above consequences;
- (k) Changes in two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment; or
- (l) Two or more related actions undertaken, funded or approved by an agency, none of which has or would have a significant impact on the environment, but when considered cumulatively would meet one or more of the criteria of this subdivision.

13. For the purposes of determining whether an action may cause one of the consequences listed above, the Town Board considered reasonably related long-term, short-term, direct, indirect, and cumulative impacts, including other simultaneous or subsequent actions, which were;

- (a) Included in any long-range plan of which the action under consideration is a part;
- (b) Likely to be undertaken as a result thereof, or
- (c) Dependent thereon.

14. In addition, the Town Board considered the significance of a likely consequence (i.e., whether it is material, substantial, large or important) should be assessed in connection with:

- (a) Its setting (e.g., urban or rural);
- (b) Its probability of occurrence;
- (c) Its duration;
- (d) Its irreversibility;
- (e) Its geographic scope;
- (f) Its magnitude; and
- (g) The number of people affected.

MOTION BY MAUL, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 252 (2024) WEST MAC APARTMENTS LLC APPROVAL OF EXPANSION OF NON-CONFORMING USE

RESOLVED that the Town Board approves the application by West Mac Apartments, LLC to construct 16 Town Home units at 2 West Street subject to the Town Planning Board approval of the final site plan.

MOTION BY HAMMOND, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 253 (2024) PHILIP STEIGER POST #494 SON'S OF THE AMERICAN LEGION – GAMES OF CHANCE – BELL JAR

RESOLVED the Board approves the Games of Chance License for the Philip Steiger Post #494 American Legion to conduct Bell Jar for the period of January 1, 2025 through December 31, 2025.

MOTION BY MAUL, SECONDED BY HAMMOND

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 254 (2024) ASSESSING REVIEW BOARD APPOINTMENT

RESOLVED the Board reappoints John Reid to the position of Assessing Review Board Member retro back to 10/1/24-9/30/29.

MOTION BY MAUL, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 255 (2024) SPECIAL USE PERMIT RANDSCO PIPELINE 740 QUAKER ROAD SET PUBLIC HEARING

BE IT RESOLVED a public hearing will be held by the Town Board of the Town of Macedon, Wayne County, New York at 32 Main Street, Macedon, on January 9, 2025, at 7:10 pm for the purpose of hearing public comment on the application by Randsco Pipeline Inc, to obtain a Special Use Permit for an Automotive Repair Shop at 740 Quaker Road, and BE IT FURTHER RESOLVED the Town Board authorizes the Town Clerk to publish the notice of said hearing in the legal paper.

MOTION BY BABCOCK, SECONDED BY HAMMOND

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 255 (2024) TOWN OF MACEDON COMPREHENSIVE PLAN UPDATE SET PUBLIC HEARING

BE IT RESOLVED a public hearing will be held by the Town Board of the Town of Macedon, Wayne County, New York at 32 Main Street, Macedon, on January 9, 2025, at 7:20 pm for the purpose of hearing public comment on the Draft Updated Town of Macedon Comprehensive Plan, as approved and recommended by the appointed Comprehensive Plan Committee of the Town of Macedon, and

BE IT FURTHER RESOLVED the Town Board authorizes the Town Clerk to publish the notice of said hearing in the legal paper.

MOTION BY HAMMOND, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 256 (2024) NYS DOT SNOW & ICE INDEX LUMP SUM AGREEMENT – 2024/2025 SEASON

RESOLVED the Board approves and authorizes the Supervisor to sign the Snow & Ice 2024/2025 – S&I Indexed Lump Sum Contract #D014844 between NYSDOT and the Town of Macedon for the state roads.

MOTION BY MAUL, SECONDED BY MAUL

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 257 (2024) 2025 FORD F550XL – GROUNDS AND PARKS DEPARTMENT

BE IT RESOLVED the Town Board authorizes the Building, Grounds and Parks Department Myke Bueg, to purchase a 2025 Ford F550XL 4X4 from Van Bortel Ford and Viking Cives Corporation, which includes the stainless dump body and Western V-Plow. This will be coming out of the approved 2025 budget.

MOTION BY BABCOCK, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

ABSTRACT NO. 22 (2024)

2024 #1832-1883	\$218,321.61
2024 TA #85-92	\$ 29,216.45
TOTAL	\$247,538.06

ABSTRACT NO. 23 (2024)

2024 #1885-1979	\$184,115.96
2024 TA #93-97	\$ 29,216.45
TOTAL	\$213,332.41

TOTAL AMOUNT \$460,870.47

RESOLUTION NO. 258 (2024) PAYMENT OF CLAIMS

RESOLVED the bills be paid as audited

MOTION BY HAMMOND, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, HAMMOND AYE, MAUL AYE, MCEWEN ABSTAIN, LEONARD ABSTAIN, MOTION CARRIED

Roundtable:

AMBULANCE: The Ambulance department is putting together Holiday baskets. They have received 20 families thus far and VanBortel donated 20 turkeys.

HIGHWAY: the department is up to 16 runs for the season

POLICE: the department has had 478 calls

MOTION BY HAMMOND, SECONDED BY BABCOCK, THE MEETING BE ADJOURNED AT 9:17 PM.

Karrie Bowers

Town Clerk, RMO